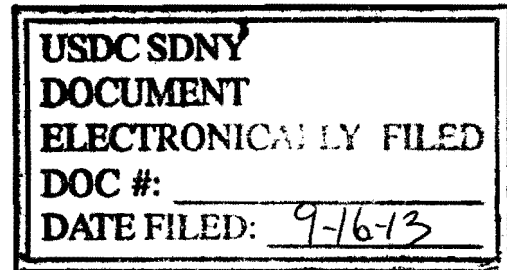


Theodore V. H. Mayer
William J. Beausoleil
Julia R. Zousmer
HUGHES HUBBARD & REED LLP
One Battery Park Plaza
New York, New York 10004-1482
(212) 837-6000



Attorneys for Defendant Merck Sharp & Dohme Corp.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:	:
Fosamax Products Liability Litigation	:
-----X	:
<i>This Document Relates to:</i>	:
Virginia Mikels and Clyde Mikels	:
v. Merck & Co., Inc.	:
	:
Case No: 1:09-cv-07881-JFK	:
-----X	:

1:06-md-1789 (JFK)

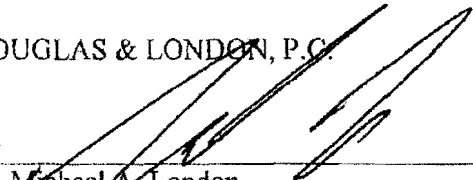
STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs in the above-captioned case, Virginia Mikels and Clyde Mikels, and Defendant, Merck Sharp & Dohme Corp. (formerly known as Merck & Co., Inc.) ("Merck"), through their respective undersigned counsel, that this case is hereby dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a). Each party is to bear its own costs and attorneys' fees.

Dated:

DOUGLAS & LONDON, P.C.


By


Michael A. London
59 Maiden Lane, 6th Floor
New York, NY 10038
(212) 566-7500

Attorneys for Plaintiffs


HUGHES HUBBARD & REED LLP

By


Theodore V. H. Mayer
William J. Beausoleil
Julia R. Zousmer
One Battery Park Plaza
New York, New York 10004-1482
(212) 837-6000

Attorneys for Defendant Merck Sharp & Dohme Corp.

SO ORDERED


Hon. John F. Keenan

9/16/13
qm